

**AUTHORIZING THE AGREEMENT BETWEEN HENRY VILAS ZOO FOUNDATION, INC. AND DANE COUNTY
FOR THE BENEFIT AND SUPPORT OF THE HENRY VILAS ZOO**

The County desires to partner with the Henry Vilas Zoo Foundation, INC. (HVZF) to support the Henry Vilas Zoo through capital campaign fundraising. The Foundation wishes to provide the Henry Vilas Zoo this support by soliciting gifts, donations and bequests for a variety of capital campaigns to assure the continued success and prosperous growth of the Zoo.

The Licenses and Term of this agreement are outlined in the attached agreement in sections (1.0 -1.4) between the Foundation and Dane County. These provisions include Capital Fundraising Activities, Trademark Agreement, and use of specific spaces throughout the Henry Vilas Zoo for the sole purpose of engaging in Capital Fundraising Activities.

The obligations of the Henry Vilas Zoo Foundation and of the County are outlined in the attached agreement in sections (2.0 -2.5) – (3.0 – 3.4). These obligations ensure the Foundation function as a private, nonstock corporation organized under chapter 181 of Wisconsin Statue with tax-exempt status under section 501 (c) (3) of the Internal Revenue Code, independent and separate from County while adhering to its articles of incorporation and approved bylaws. The Foundation will remain a separate entity, and be responsible for its own human resource services. County will operate and maintain all aspect of the Zoo in accordance with the policies and directives established by the Dane County Board of Supervisors and the Dane County Executive. Furthermore, the County will have sole authority and responsibility for the determination and management of appropriate capital improvements, educational and conservation programing, animal welfare practices and policies, visitor policies and experiences, food and souvenir sales, volunteer recruitment and management, and all other aspects of the operations of the Zoo.

This resolution authorizes the County to transfer \$500,000 from the County’s Madison Community Foundation’s (MCF) Zoo Donations Fund to Henry Vilas Zoo Foundation, INC to support its initial operations’ start. These unrestricted funds are comprised of donations aimed at supporting the Henry Vilas Zoo. Financial considerations, annual budget process and audit are detailed in the attached agreement in sections (4.0 - 4.14).

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby approve this one-time money transfer and authorize the agreement between Henry Vilas Zoo Foundation, INC., and Dane County for the benefit and support of the Henry Vilas Zoo.

BE IT FURTHER RESOLVED that expenditure account ZOO NEW “HVZF Investment” be created with a budget amount of \$500,000 and revenue account ZOO NEW “MCF Revenue” be created with a budget amount of \$500,000.

BE IT FURTHER RESOLVED that the Dane County Controller is authorized to transfer \$500,000 from the County’s Madison Community Foundation’s Zoo Donations Fund to the Henry Vilas Zoo Foundation, INC.

BE IT FINALLY RESOLVED that the County Executive is hereby authorized to execute the agreement between Henry Vilas Zoo Foundation, INC. and Dane County for the benefit and support of the Henry Vilas Zoo on behalf of the County of Dane.